



Attorney Docket No.: 39754-0531A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Andrew SAXON, et al.

Application Serial No: 09/770,169

Filed: January 26, 2001

For: **Immunoglobulin Class Switch
Recombination**

-) Confirmation No.: 8085
)
)
)
)
)
)
)
)

EXPRESS MAIL LABEL NO. EL 977 674 459

Date Mailed: August 31, 2004

PRELIMINARY AMENDMENT

MS: Sequence
Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

The present communication is responsive to the Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures, mailed on June 22, 2004.

Applicants filed a response to the Office Communication dated March 4, 2004 on April 8, 2004. The Office believes that said response was not compliant because the sequence listing on page 15, line 24 of the specification was not submitted. Therefore, the Office issued a second Notice to Comply on June 22, 2004.

The deadline to respond to the Communications is set three months from the mail date of the original Notice to Comply, dated March 4, 2004. This response is timely filed requesting a Petition for Extension of Time under the provisions of 37 CFR 1.136(a) for three months with necessary fees.

Applicants hereby request entry of the substitute sequence listing submitted concurrently herewith into the specification, starting on a new page, immediately following the claims and the consideration of the following amendments and remarks. The substitute sequence listing, dated August 31, 2004, serves to replace the sequence listing filed on October 29, 2002.

Amendments to the Specification begin on page 2 of this paper.

Remarks begin on page 4 of this paper.